

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

STEPHEN WENDELL AND LISA WENDELL, for  
themselves and as successors in interest to MAXX  
WENDELL, DECEASED,

Plaintiffs,

v.

JOHNSON & JOHNSON; CENTOCOR, INC.;  
ABBOTT LABORATORIES; SMITHKLINE  
BEECHAM d/b/a GLAXOSMITHKLINE; TEVA  
PHARMACEUTICALS USA; GATE  
PHARMACEUTICALS, a division of TEVA  
PHARMACEUTICALS USA; PAR  
PHARMACEUTICALS;

Defendants.

Case No: 4:09-cv-04124-CW

**ORDER PURSUANT TO  
STIPULATION TO AMEND  
COMPLAINT AND WITHDRAW  
JOINT MOTION FOR JUDGMENT  
ON THE PLEADINGS**

1 THIS MATTER having been brought before the Court by Kirkland & Ellis LLP, attorneys  
2 for Defendant Abbott Laboratories ("Abbott") (Traci L. Shafroth, appearing), by way of a stipulation  
3 to amend the Plaintiffs' Third Amended Complaint and withdraw the joint motion for judgment on  
4 the pleadings of certain defendants, the Court having considered the stipulation and for good cause  
5 shown,

6 PURSUANT TO THE APRIL 18, 2011 JOINT STIPULATION TO AMEND COMPLAINT  
7 AND WITHDRAW JOINT MOTION FOR JUDGMENT ON THE PLEADINGS, IT IS SO  
8 ORDERED on this 19th day of April, 2011. The hearing on the motion for summary judgment is  
9 also vacated.

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12 CLAUDIA WILKEN  
13 United States District Court Judge  
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